COURT NO.6

HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 630 OF 2003 (M/S)

CIVIL SIDE

Vinod Pal and others ..... PETITIONER

Versus

Deputy Director, Consolidation & others. …… RESPONDENTS

Hon'ble Rajesh Tandon J.

Heard Sri Narayan Dutt for the petitioner and Sri N.C. Gupta, Standing Counsel for the respondents.

Present writ petition has been filed for a writ of mandamus directing the respondents to dispose of case no.3051 (old No.379/716) Laxman Singh versus Swran Singh and others. From the order dated 25.4.2001 it appears that on a revision filed by Swaran Singh against Laxman Singh in case no. 367/2000-2001 a direction was given that the case No.379 Laxman Singh vs. State and Case No. 380 Laxman Singh vs. Sauran Singh be consolidated and order dated 12.1.2000 and 10.10.2000 passed by the lower Court are set aside. Subordinate court was directed to decide both the cases within three months.

The grievance of the petitioner is that inspite of the order passed on 25.4.2001 by Deputy Director, Consolidation, Hardwar no order has been passed and the notification under section 52 of the Consolidation of Holdings Act, is awaited very shortly.

It is a fact that on 25.4.2001 orders were passed directing the consolidation officer to decide both the cases no.379 and 380. Both the

cases were consolidated together. The Consolidation Officer, therefore, is directed to expedite the hearing of both the cases. The counsel for the petitioner has stated that there are other proceedings as well.

I, therefore, direct the Consolidation Officer to follow the directions passed by the Deputy Director Consolidation dated 25.4.2001 and dispose of the cases within a period of one month from the date of filing of the certified copy of the order.

With the aforesaid observations the writ petition is dismissed.

18.7.2003 **(Rajesh Tandon J.)**
Dhyani